

# EXHIBIT 1

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

ASHINC Corporation, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 12-11564 (CSS)  
(Jointly Administered)

CATHERINE E. YOUNGMAN, LITIGATION  
TRUSTEE FOR ASHINC CORPORATION, ET AL., AS  
SUCCESSOR TO THE OFFICIAL COMMITTEE OF  
UNSECURED CREDITORS OF ASHINC  
CORPORATION, AND ITS AFFILIATED DEBTORS,

Plaintiff,

v.

YUCAIPA AMERICAN ALLIANCE FUND I, LLC,  
YUCAIPA AMERICAN MANAGEMENT, LLC,  
AMERICAN AIRLINES MASTER FIXED BENEFIT  
PENSION PLAN TRUST, AMERICAN PRIVATE  
EQUITY PARTNERS II, LP, AUTOMOTIVE  
MACHINISTS PENSION TRUST, BOARD OF FIRE  
AND POLICE PENSION COMMISSIONERS OF THE  
CITY OF LOS ANGELES, CALIFORNIA PUBLIC  
EMPLOYEES' RETIREMENT SYSTEM,  
CARPENTERS PENSION TRUST FUND FOR  
NORTHERN CALIFORNIA, COLLIER PARTNERS 702  
LP INCORPORATED, CLOUSE S.A.,  
CONSOLIDATED RETIREMENT FUND, IAM  
PRIVATE EQUITY, LLC, ILGWU DEATH BENEFIT  
FUND 4, INTERNATIONAL SIF SICAV SA, LOCALS  
302 & 612 OF THE INTERNATIONAL UNION OF  
OPERATING ENGINEERS – EMPLOYERS

Adv. Proc. No. 21-51179-CSS

<sup>1</sup> The Debtors in these cases, along with the federal tax identification number (or Canadian business number where applicable) for each of the Debtors, are: ASHINC Corporation (f/k/a Allied Systems Holdings, Inc.) (58-0360550); AAINC Corporation (f/k/a Allied Automotive Group, Inc.) (58-2201081); AFBLLC LLC (f/k/a Allied Freight Broker LLC) (59-2876864); ASCCO (Canada) Company (f/k/a Allied Systems (Canada) Company) (90-0169283); ASLTD L.P. (f/k/a Allied Systems, Ltd. (L.P.)) (58-1710028); AXALLC LLC (f/k/a Axis Areta, LLC) (45-5215545); AXCCO Canada Company (f/k/a Axis Canada Company) (875688228); AXGINC Corporation (f/k/a Axis Group, Inc.) (58-2204628); Commercial Carriers, Inc. (38-0436930); CTSINC Corporation (f/k/a CT Services, Inc.) (38-2918187); CTLLC LLC (f/k/a Cordin Transport LLC) (38-1985795); F.J. Boutell Driveway LLC (38-0365100); GACS Incorporated (58-1944786); Logistic Systems, LLC (45-4241751); Logistic Technology, LLC (45-4242057); QAT, Inc. (59-2876863); RMX LLC (31-0961359); Transport Support LLC (38-2349563); and Terminal Services LLC (91-0847582). Debtors address for service of process is 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.  
128035975.2

CONSTRUCTION INDUSTRY RETIREMENT TRUST,  
LOS ANGELES CITY EMPLOYEES' RETIREMENT  
SYSTEM, NATIONAL RETIREMENT FUND, NEW  
MEXICO STATE INVESTMENT COUNCIL, NEW  
MEXICO STATE INVESTMENT COUNCIL LAND  
GRANT PERMANENT FUND, NEW MEXICO STATE  
INVESTMENT COUNCIL SEVERANCE TAX  
PERMANENT FUND, NEW YORK CITY  
EMPLOYEES' RETIREMENT SYSTEM, NEW YORK  
CITY FIRE DEPARTMENT PENSION FUND, NEW  
YORK CITY POLICE PENSION FUND, NORTHEAST  
CARPENTERS PENSION FUND, PACIFIC COAST  
ROOFERS PENSION PLAN, SANBA II INVESTMENT  
AUTHORITY, STATE STREET BANK AND TRUST  
COMPANY (AS TRUSTEE ON BEHALF OF  
AMERICAN AIRLINES MASTER FIXED BENEFIT  
PENSION PLAN TRUST); STEAMSHIP TRADE  
ASSOCIATION OF BALTIMORE, INC. –  
INTERNATIONAL LONGSHOREMEN'S  
ASSOCIATION (AFL-CIO) PENSION FUND,  
TEACHERS' RETIREMENT SYSTEM OF THE CITY  
OF NEW YORK, UNITED FOOD AND  
COMMERCIAL WORKERS INTERNATIONAL  
UNION PENSION PLAN FOR EMPLOYEES,  
WESTERN CONFERENCE OF TEAMSTERS  
PENSION TRUST

Defendants.

**STIPULATION FURTHER EXTENDING DEADLINE TO RESPOND TO  
LITIGATION TRUSTEE'S COMPLAINT TO (I) AVOID AND RECOVER  
AVOIDABLE TRANSFERS, AND (II) FOR A DECLARATION OF  
LIABILITY AGAINST YUCAIPA AMERICAN ALLIANCE FUND I, LLC**

This Stipulation is entered into by and between Plaintiff Catherine E. Youngman, in her capacity as the Litigation Trustee and Plan Administrator for ASHINC Corporation and related debtors (the "Trustee" or "Plaintiff"), and Yucaipa American Alliance Fund I, LLC and Yucaipa American Management, LLC, (collectively, the "Yucaipa Defendants").

WHEREAS, on October 6, 2021, the Trustee filed the *Litigation Trustee's Complaint to (I) Avoid and Recover Avoidable Transfers, and (II) for a Declaration of Liability Against Yucaipa American Alliance Fund I, LLC (the "Complaint")* [D.I. 1].

WHEREAS, pursuant to the Summons issued in support of the Complaint (the “Summons”) [D.I. 3], the deadline for the Yucaipa Defendants to respond to the Complaint was December 1, 2021.

WHEREAS, the Trustee and the Yucaipa Defendants entered into a Stipulation extending the deadline for the Yucaipa Defendants to answer until March 1, 2022, which Stipulation was approved by the Court pursuant to an Order dated February 11, 2022 [D.I. 41].

WHEREAS the Trustee and the Yucaipa Defendants have agreed to further extend the time for the Yucaipa Defendants to answer the Complaint until April 1, 2022.

NOW, THEREFORE, it is stipulated and agreed to as follows:

1. The Yucaipa Defendants’ response to the Complaint shall be due **on or before April 1, 2022.**
2. The Pre-Trial Conference in the above-captioned adversary proceeding shall be continued until a date/time after April 1, 2022, based on the Court’s availability.

[Signatures on next page]

Dated: February 28, 2022

**FOX ROTHSCHILD LLP**

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